

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:16-cv-01506-TJK**

MARTINEZ v. DEPARTMENT OF JUSTICE et al
Assigned to: Judge Timothy J. Kelly
Cause: 05:552 Freedom of Information Act

Date Filed: 07/22/2016
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

FRANCISCO E MARTINEZ

represented by **Jeffrey Louis Light**
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ATTORNEY TO BE NOTICED

V.

Defendant

DEPARTMENT OF JUSTICE

represented by **Brian J. Field**
U.S. ATTORNEY'S OFFICE
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Washington, DC 20530
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

NATIONAL SECURITY AGENCY

represented by **Brian J. Field**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

**DEPARTMENT OF HOMELAND
SECURITY**

represented by **Brian J. Field**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

DEPARTMENT OF DEFENSE

represented by **Brian J. Field**
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Defendant

**CENTRAL INTELLIGENCE
AGENCY**
Washington, DC 20505

represented by **Brian J. Field**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant**BUREAU OF INDIAN AFFAIRS**represented by **Brian J. Field**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED**Defendant****OFFICE OF THE DIRECTOR OF
NATIONAL INTELLIGENCE**represented by **Brian J. Field**
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Date Filed	#	Docket Text
07/22/2016	<u>1</u>	COMPLAINT against BUREAU OF INDIAN AFFAIRS, CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF HOMELAND SECURITY, DEPARTMENT OF JUSTICE, NATIONAL SECURITY AGENCY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE (Filing fee \$ 400 receipt number 0090-4614335) filed by FRANCISCO E MARTINEZ. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons)(Light, Jeffrey) (Entered: 07/22/2016)
07/22/2016		Case Assigned to Judge Emmet G. Sullivan. (sth) (Entered: 07/25/2016)
07/25/2016	<u>2</u>	SUMMONS (9)Issued Electronically as to BUREAU OF INDIAN AFFAIRS, CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF HOMELAND SECURITY, DEPARTMENT OF JUSTICE, NATIONAL SECURITY AGENCY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE, U.S. Attorney and U.S. Attorney General (Attachments: # <u>1</u> Summons)(sth) (Entered: 07/25/2016)
08/11/2016	<u>3</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 08/08/2016. (Light, Jeffrey) (Entered: 08/11/2016)
08/18/2016	<u>4</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. BUREAU OF INDIAN AFFAIRS served on 8/15/2016 (Light, Jeffrey) (Entered: 08/18/2016)
08/18/2016	<u>5</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. NATIONAL SECURITY AGENCY served on 8/4/2016 (Light, Jeffrey) (Entered: 08/18/2016)
08/19/2016	<u>6</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 8/8/2016. Answer due for ALL FEDERAL DEFENDANTS by 9/7/2016. (Light, Jeffrey) (Entered: 08/19/2016)
08/19/2016	<u>7</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. CENTRAL INTELLIGENCE AGENCY served on 8/5/2016 (Light, Jeffrey) (Entered: 08/19/2016)
08/19/2016	<u>8</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. DEPARTMENT OF DEFENSE served on 8/4/2016 (Light, Jeffrey) (Entered: 08/19/2016)
08/19/2016	<u>9</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. DEPARTMENT OF HOMELAND SECURITY served on 8/5/2016 (Light, Jeffrey) (Entered: 08/19/2016)
08/25/2016	<u>10</u>	NOTICE of Appearance by Brian J. Field on behalf of All Defendants (Field, Brian) (Entered: 08/25/2016)
08/25/2016	<u>11</u>	Consent MOTION for Extension of Time to <i>Respond to Complaint</i> by BUREAU OF INDIAN AFFAIRS, CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF

		DEFENSE, DEPARTMENT OF HOMELAND SECURITY, DEPARTMENT OF JUSTICE, NATIONAL SECURITY AGENCY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE (Field, Brian) (Entered: 08/25/2016)
08/28/2016		MINUTE ORDER granting <u>11</u> defendants' consent motion for extension of time. Defendants are directed to answer or otherwise respond to the complaint by no later than October 7, 2016. Signed by Judge Emmet G. Sullivan on 08/28/2016. (lcegs3) (Entered: 08/28/2016)
08/29/2016		Set/Reset Deadlines: Defendant Answer or Response To Complaint due by 10/7/2016. (mac) (Entered: 08/29/2016)
10/03/2016	<u>12</u>	Unopposed MOTION for Extension of Time to <i>Respond to Complaint</i> by BUREAU OF INDIAN AFFAIRS, CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF HOMELAND SECURITY, DEPARTMENT OF JUSTICE, NATIONAL SECURITY AGENCY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE (Field, Brian) (Entered: 10/03/2016)
10/04/2016		MINUTE ORDER granting <u>12</u> defendants' unopposed motion for extension of time. Defendants are directed to answer or otherwise respond to the complaint by no later November 7, 2016. Signed by Judge Emmet G. Sullivan on 10/4/2016. (lcegs3) (Entered: 10/04/2016)
10/04/2016		Set/Reset Deadlines: Answer due by 11/7/2016. (mac) (Entered: 10/04/2016)
11/01/2016	<u>13</u>	Consent MOTION for Extension of Time to <i>Respond to Complaint</i> by BUREAU OF INDIAN AFFAIRS, CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF HOMELAND SECURITY, DEPARTMENT OF JUSTICE, NATIONAL SECURITY AGENCY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE (Field, Brian) (Entered: 11/01/2016)
11/02/2016		MINUTE ORDER granting <u>13</u> defendants' consent motion for extension of time. Defendants are directed to answer or otherwise respond to the complaint by no later than December 7, 2016. Signed by Judge Emmet G. Sullivan on 11/2/2016. (lcegs3) (Entered: 11/02/2016)
11/02/2016		Set/Reset Deadlines: Answer due by 12/7/2016. (mac) (Entered: 11/02/2016)
12/05/2016	<u>14</u>	Joint MOTION for Scheduling Order by BUREAU OF INDIAN AFFAIRS, CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF HOMELAND SECURITY, DEPARTMENT OF JUSTICE, NATIONAL SECURITY AGENCY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE (Attachments: # <u>1</u> Text of Proposed Order)(Field, Brian) (Entered: 12/05/2016)
12/06/2016		MINUTE ORDER granting <u>14</u> the parties' joint motion for entry of proposed scheduling order. It is FURTHER ORDERED that the following schedule shall govern proceedings in this case: Defendants' deadline to respond to plaintiff's complaint shall be stayed pending completion of defendants' processing of plaintiff's requests for records under the Freedom of Information Act ("FOIA"), or until further order of this Court. Within 60 days of the Court's entry of this Order, the parties shall submit a joint status report apprising the Court of the status of defendants' processing of plaintiff's FOIA requests. The parties shall file joint status reports within every 60 days thereafter, until defendants have completed processing plaintiff's FOIA requests. Signed by Judge Emmet G. Sullivan on 12/6/2016. (lcegs3) (Entered: 12/06/2016)
02/06/2017	<u>15</u>	Joint STATUS REPORT by BUREAU OF INDIAN AFFAIRS, CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF HOMELAND SECURITY, DEPARTMENT OF JUSTICE, NATIONAL SECURITY AGENCY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. (Field, Brian) (Entered: 02/06/2017)
04/07/2017	<u>16</u>	Joint STATUS REPORT by BUREAU OF INDIAN AFFAIRS, CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF HOMELAND SECURITY, DEPARTMENT OF JUSTICE, NATIONAL SECURITY AGENCY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. (Field, Brian) (Entered: 04/07/2017)

06/07/2017	<u>17</u>	Joint STATUS REPORT by BUREAU OF INDIAN AFFAIRS, CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF HOMELAND SECURITY, DEPARTMENT OF JUSTICE, NATIONAL SECURITY AGENCY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. (Field, Brian) (Entered: 06/07/2017)
07/28/2017	<u>18</u>	STANDING ORDER: The parties are directed to read the attached Standing Order Governing Civil Cases Before Judge Emmet G. Sullivan in its entirety upon receipt. The parties are hereby ORDERED to comply with the directives in the attached Standing Order. Signed by Judge Emmet G. Sullivan on 7/28/2017. (Attachments: # <u>1</u> Exhibit) (lcegs1) (Entered: 07/28/2017)
08/03/2017	<u>19</u>	MOTION to Sever by BUREAU OF INDIAN AFFAIRS, CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF HOMELAND SECURITY, DEPARTMENT OF JUSTICE, NATIONAL SECURITY AGENCY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Text of Proposed Order, # <u>3</u> Exhibit, # <u>4</u> Exhibit)(Field, Brian) (Entered: 08/03/2017)
08/07/2017	<u>20</u>	Joint STATUS REPORT by BUREAU OF INDIAN AFFAIRS, CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF HOMELAND SECURITY, DEPARTMENT OF JUSTICE, NATIONAL SECURITY AGENCY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. (Field, Brian) (Entered: 08/07/2017)
08/17/2017	<u>21</u>	Memorandum in opposition to re <u>19</u> MOTION to Sever filed by FRANCISCO E MARTINEZ. (Attachments: # <u>1</u> Declaration Francisco Martinez, # <u>2</u> Exhibit 1A – FOIA request to BIA, # <u>3</u> Exhibit 1B – FOIA request to CIA, # <u>4</u> Exhibit 1C – FOIA request to NSA, # <u>5</u> Exhibit 1D – FOIA request to ODNI, # <u>6</u> Exhibit 1E – FOIA requests to DOD, # <u>7</u> Exhibit 1F – FOIA requests to DHS, # <u>8</u> Exhibit 1G – FOIA requests to DOJ, # <u>9</u> Exhibit 2–8, # <u>10</u> Text of Proposed Order)(Light, Jeffrey) (Entered: 08/17/2017)
08/21/2017	<u>22</u>	Unopposed MOTION for Extension of Time to <i>File Reply</i> by BUREAU OF INDIAN AFFAIRS, CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF HOMELAND SECURITY, DEPARTMENT OF JUSTICE, NATIONAL SECURITY AGENCY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE (Attachments: # <u>1</u> Text of Proposed Order)(Field, Brian) (Entered: 08/21/2017)
08/21/2017		MINUTE ORDER granting <u>22</u> defendants' unopposed motion for extension of time to file a reply. Defendants shall submit their Reply in Support of Motion to Sever by August 31, 2017. Signed by Judge Emmet G. Sullivan on 8/21/2017. (lcegs3) (Entered: 08/21/2017)
08/22/2017		Set/Reset Deadlines: Defendants Reply In Support Of Motion To Sever due by 8/31/2017. (mac) (Entered: 08/22/2017)
08/31/2017	<u>23</u>	REPLY to opposition to motion re <u>19</u> MOTION to Sever filed by BUREAU OF INDIAN AFFAIRS, CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF HOMELAND SECURITY, DEPARTMENT OF JUSTICE, NATIONAL SECURITY AGENCY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. (Field, Brian) (Entered: 08/31/2017)
09/19/2017		Case directly reassigned to Judge Timothy J. Kelly. Judge Emmet G. Sullivan is no longer assigned to the case. (ztnr) (Entered: 09/19/2017)
10/10/2017	<u>24</u>	Joint STATUS REPORT by BUREAU OF INDIAN AFFAIRS, CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF HOMELAND SECURITY, DEPARTMENT OF JUSTICE, NATIONAL SECURITY AGENCY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. (Field, Brian) (Entered: 10/10/2017)
12/11/2017	<u>25</u>	Joint STATUS REPORT by BUREAU OF INDIAN AFFAIRS, CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF HOMELAND SECURITY, DEPARTMENT OF JUSTICE, NATIONAL SECURITY AGENCY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. (Field, Brian) (Entered: 12/11/2017)

02/05/2018	<u>26</u>	Consent MOTION for Extension of Time to <i>file Joint Status Report</i> by BUREAU OF INDIAN AFFAIRS, CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF HOMELAND SECURITY, DEPARTMENT OF JUSTICE, NATIONAL SECURITY AGENCY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE (Field, Brian) (Entered: 02/05/2018)
02/06/2018		MINUTE ORDER granting Defendants' <u>26</u> Consent Motion for Extension of Time. It is hereby ORDERED that the parties shall file their Joint Status Report by February 16, 2018. Signed by Judge Timothy J. Kelly on 2/6/2018. (lctjk1) (Entered: 02/06/2018)
02/06/2018		Set/Reset Deadlines: Joint Status Report due by 2/16/2018. (kh) (Entered: 02/06/2018)
02/16/2018	<u>27</u>	Joint STATUS REPORT by BUREAU OF INDIAN AFFAIRS, CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF HOMELAND SECURITY, DEPARTMENT OF JUSTICE, NATIONAL SECURITY AGENCY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. (Field, Brian) (Entered: 02/16/2018)
02/27/2018	<u>28</u>	MEMORANDUM OPINION AND ORDER denying <u>19</u> Motion to Sever. See Order for details. Signed by Judge Timothy J. Kelly on 2/27/2018. (lctjk1) (Entered: 02/27/2018)
04/06/2018	<u>29</u>	Joint STATUS REPORT by BUREAU OF INDIAN AFFAIRS, CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF HOMELAND SECURITY, DEPARTMENT OF JUSTICE, NATIONAL SECURITY AGENCY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. (Field, Brian) (Entered: 04/06/2018)
06/08/2018	<u>30</u>	Joint STATUS REPORT by BUREAU OF INDIAN AFFAIRS, CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF HOMELAND SECURITY, DEPARTMENT OF JUSTICE, NATIONAL SECURITY AGENCY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. (Field, Brian) (Entered: 06/08/2018)
08/07/2018	<u>31</u>	Joint STATUS REPORT by BUREAU OF INDIAN AFFAIRS, CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF HOMELAND SECURITY, DEPARTMENT OF JUSTICE, NATIONAL SECURITY AGENCY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. (Field, Brian) (Entered: 08/07/2018)
10/09/2018	<u>32</u>	Joint STATUS REPORT by BUREAU OF INDIAN AFFAIRS, CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF HOMELAND SECURITY, DEPARTMENT OF JUSTICE, NATIONAL SECURITY AGENCY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. (Field, Brian) (Entered: 10/09/2018)
12/07/2018	<u>33</u>	Joint STATUS REPORT by BUREAU OF INDIAN AFFAIRS, CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF HOMELAND SECURITY, DEPARTMENT OF JUSTICE, NATIONAL SECURITY AGENCY, OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE. (Field, Brian) (Entered: 12/07/2018)